

STATE OF MICHIGAN  
DEPARTMENT OF LABOR & ECONOMIC GROWTH  
MICHIGAN TAX TRIBUNAL

**TRIBUNAL NOTICE 2005-8**  
**Motion Practice: Proposed Orders.**  
Issued: September 13, 2005

2005-8 MOTION PRACTICE – PROPOSED ORDERS. To expedite the processing of motions, parties are required to file a proposed order with each motion and each response to a motion. The proposed order should comport with the attached sample order and at least in part grant or deny the specific relief requested in the motion. A fillable order will also be provided on the Tribunal's web site.

The Tribunal will consider the motion, the response, and any filed proposed orders and may:

1. Sign a proposed order as proposed or modified by the Tribunal.
2. Prepare and sign its own order.
3. If there is oral argument, order the prevailing party or parties to submit an order in conformance with the Tribunal's decision on the record.
  - a. The conforming order shall be submitted to the Tribunal and the non-prevailing party within fourteen (14) days of either the date of oral argument or the date the transcript of oral argument is received, in the event the transcript is ordered within fourteen (14) days of the oral argument. The time frame for the submission of the conforming order may be extended at the discretion of the Tribunal.
  - b. Within fourteen (14) days of service of the prevailing party's proposed order, the non-prevailing party shall either: (i) file and serve the prevailing party's proposed order with approval at least as to form; or (ii) file any objections to the conforming order with a proposed order in conformance with the Tribunal's decision on the record. The time frame for the submission of the signed conforming order or objection and new conforming order may be extended at the discretion of the Tribunal.
  - c. The Tribunal shall review the signed conforming order, any objections, and any competing proposed orders and may:
    - i. Sign a proposed conforming as submitted or modified by the Tribunal.
    - ii. Prepare and sign its own order.
    - iii. Direct the parties to appear before the Tribunal to resolve the matter if, in the Tribunal's determination, the proposed orders do not comport with the

Tribunal's decision on the record. A further appearance, if any, will not be regarded as affording an opportunity for additional argument as to the motion or reconsideration.

This Tribunal Notice will take effect September 13, 2005.

\* \* \*

STATE OF MICHIGAN  
DEPARTMENT OF LABOR & ECONOMIC GROWTH  
MICHIGAN TAX TRIBUNAL

,  
Petitioner,

v MTT Docket Nos.

,  
Respondent(s). Tribunal Judge Presiding  
Jack Van Coevering

ORDER (GRANTING/DENYING) (PETITIONER'S/RESPONDENT'S) MOTION FOR

\_\_\_\_\_

The Tribunal, having given due consideration to the file in the above-captioned case(s), finds:

1. Petitioner/Respondent filed a motion on \_\_\_\_\_.
2. The Tribunal conducted oral argument on the motion on \_\_\_\_\_.  
(if applicable)
3. The motion requests the Tribunal to:
  - a.
  - b.
4. Good cause has/has not been shown to grant the request.

Therefore,

IT IS ORDERED that the relief requested by (Petitioner's/Respondent's) Motion for \_\_\_\_\_, as indicated herein, is  
GRANTED/DENIED.

Failure to comply with this Order may result in the dismissal of this case or the scheduling of a default hearing, as provided by TTR 247.

MICHIGAN TAX TRIBUNAL

Entered: By \_\_\_\_\_

\* \* \*

STATE OF MICHIGAN  
DEPARTMENT OF LABOR & ECONOMIC GROWTH  
MICHIGAN TAX TRIBUNAL

,  
Petitioner,  
  
v  
  
MTT Docket Nos.  
  
,  
Respondent(s).  
Tribunal Judge Presiding  
Jack Van Coevering

ORDER REQUIRING PAYMENT OF COSTS

The Tribunal, having given due consideration to the file in the above-captioned case(s), finds:

5. Petitioner/Respondent filed a motion on \_\_\_\_\_.
6. The Tribunal conducted oral argument on the motion on \_\_\_\_\_.
7. Petitioner/Respondent paid the court reporter sitting fee of \$ \_\_\_\_\_.
8. Petitioner/Respondent was the prevailing party on the motion.
9. The sitting fee should be taxed as costs to Petitioner/Respondent as the non-prevailing party.

Therefore,

IT IS ORDERED that the Petitioner/Respondent shall pay Petitioner/Respondent costs in the amount \$ \_\_\_\_\_ within 21 days of the entry of this Order. Failure to comply with this Order may result in the dismissal of this case or the scheduling of a default hearing, as provided by TTR 247.

MICHIGAN TAX TRIBUNAL

Entered:

By \_\_\_\_\_